IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 1ST DECEMBER 2006 / 10TH AGRAHAYANA 1928

Bail Appl..No. 7125 of 2006()

C.R.NO.28/06 OF PATTAMBI EXCISE RANGE.

APPLICANT/ACCUSED

THANKAMANI @ SANTHA, W/O. MANOHARAN,
ARANGIL PALLIYALIL HOUSE, PERUMUDIYOOR AMSOM,
MUTHUTHALA VILLAGE, OTTAPPALAM TALUK.

BY ADV. SRI.P.VIJAYA BHANU
SMT.P.MAYA

RESPONDENT: COMPLAINANT

STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM, REPRESENTING
THE EXCISE INSPECTOR OF PATTAMBI EXCISE RANGE.

BY PUBLIC PROSECUTOR SHRI JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 01/12/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

B.A.NO. 7125 OF 2006

DATED THIS THE 1ST DAY OF DECEMBER, 2006

O R D E R

In this Petition filed under Sec. 438 Cr.P.C. the petitioner who is the accused in C.R.No.28/06 of Pattambi Excise Range for offences punishable under sections 55(a), 8(1) and 8(2) of the Abkari Act for allegedly having been found in possession of 5 litres of arrack on 2011.2006, seeks anticipatory Bail.

2. The learned Public Prosecutor opposed the application.

3. Having regard to the facts and circumstances of the case, it is too early to conclude that the petitioner is not guilty of the offence and that he will not commit any offence while on bail within the meaning of Sec.41 A of the Abkari Act.

This application is accordingly dismissed.

V.RAMKUMAR,JUDGE.

dsn/-